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CLIMATE CHANGE AND HUMAN RIGHTS: DEVELOPMENTS IN NATIONAL CASE LAW

The author analyzes the relationship between human rights and climate change in the light of recent national and international case law.

In particular, the author highlights how some general international law principles, such as the principle of inter-generational equity, as well as some human rights rules, like those in Articles 2 and 8 of the ECHR on the right to life and on the right to private life and family, are used by different national courts in order to impose specific obligations on States and sometimes on multinational corporations to reduce the greenhouse gas emissions.

The recent trend seems to open new and interesting perspectives for a more concrete challenge to the causes of climate change.